

REMARKS

The foregoing amendments and the following remarks are responsive to the Final Office Action mailed January 25, 2006. Applicants respectfully request reconsideration of the present application.

Claims 1-33 are pending. No claims have been added, amended, cancelled, or withdrawn. Therefore, claims 1-33 are presented for examination.

Claims 1-33 were rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,581,109 to Fields et al. (hereinafter "Fields") in view of U.S. Patent 5,806,081 to Swen et al (hereinafter "Swen").

The Examiner correctly notes that Fields does not teach or suggest "the set of default image display characteristics."

However, the Examiner asserts that Swen teaches this limitation. Applicants respectfully disagree. The Examiner in the Response to Arguments, states that:

The default color matching method (CMM) is part of the device profile, where the device profile is a data structure that describes the basic color characteristics of the device. The "set of default image characteristics" of claim 1, pertain to the device profile where the default/preferred CMM used provides the medium where the color conversion, or color matching, between differing color gamuts in order to determine these characteristics. (see Swen, col. 5, lines 28-30).

Applicants respectfully note that the Examiner is correct that the CMM is part of the device profile. However the "set of default image characteristics" of claim 1 does not pertain to a device profile including a default CMM. Rather, as noted in claim 1, the "default image characteristics" are obtained in response to the system "determining the unavailability of client computer image display characteristics to the image server." The default image characteristics are thus

the characteristics utilized when the client device characteristics cannot be obtained.

In contrast, Swen specifically points out that:

Still referring to FIG. 2, color processing system 24 preferably has at least two device profiles. Source profile 36 is associated with source device 26. If color processing system 24 has a plurality of source devices, each source device may have its own source profile. Destination profile 38 is associated with destination device 30. If color processing system 24 has a plurality of destination devices, each destination device may have its own destination profile. Profiles can reside in files, device drivers, applications, documents, and images.

(Swen, column 5, lines 11-18)

Furthermore, Swen defines the color types of profiles as follows:

- 'scnr' input devices such as scanners and digital cameras
- 'mntr' display devices such as CRTs and LCDs
- 'ptr' output devices such as printers

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In addition to the three basic device profile classes, three additional color processing profiles may be used in the preferred embodiment. These profiles provide a standard implementation for use by the CMM in general color processing or for the convenience of CMMs which may use these types to store calculated transforms. These three profile classes are:

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- 'link' device link profiles
- 'spac' color space conversion profiles
- 'abst' abstract profiles

(Swen, column 8, line 59 to column 9, line 8). Note that a profile that is a default profile, not associated with a particular client device is conspicuously absent from this list.

Thus, according to Swen, device profiles are associated with a particular device, and either source profiles or destination profiles. Swen does not teach or

suggest default image characteristics, which are available upon determining unavailability of client computer image display characteristics. Rather, Swen's device profiles -- associated with a source or destination device or document -- may invoke the default color matching method (CMM). Thus, Applicants fail to find any reference in Swen to default image display characteristics.

As noted by the Examiner, Fields does not teach or suggest "default image display characteristics." Swen also does not teach or suggest this element, as discussed above. The default CMM is not in any way equivalent to a default image display characteristics, which are utilized when the system determines the unavailability of client computer image display characteristics. Rather, the default CMM is an element of a device profile, which is obtained from a particular device or document. Therefore, claim 1, and claims 2-33 which depend on it, are not obvious over the combination of Fields and Swen.

Applicant respectfully submits that in view of the amendments and discussion set forth herein, the applicable rejections have been overcome. Accordingly, the present and amended claims should be found to be in condition for allowance.

If a telephone interview would expedite the prosecution of this application, the Examiner is invited to contact Judith Szepesi at (408) 720-8300.

If there are any additional charges/credits, please charge/credit our deposit account no. 02-2666.

Respectfully submitted,

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Dated: 3/27, 2006

  
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